

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

## **DEFENDANTS' MOTION FOR JUDGMENT ON THE PLEADINGS**

Defendants Lawns Unlimited and Edward Fleming, by and through their undersigned counsel, hereby move for dismissal in the above-captioned action pursuant to Federal Rule of Civil Procedure 12(c). The grounds for this Motion are set forth in Defendants' Opening Brief, which is filed simultaneously herewith.

Respectfully submitted,

/s/ Margaret M. DiBianca

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DATED: January 31, 2007

**CERTIFICATE OF SERVICE**

I, Margaret M. DiBianca, hereby certify that on January 31, 2007, I electronically filed a true and correct copy of the ***Defendants' Motion for Judgment on the Pleadings*** with the Clerk of the Court using CM/ECF. I further certify that on January 31, 2007, I caused to be served a true and correct copy of the foregoing ***Defendants' Motion for Judgment on the Pleadings*** via Certified U.S. Mail/Return Receipt Requested:

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/s/ Margaret M. DiBianca, Esq.

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